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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Kenneth D. Tew, et al.

Examiner: Christopher J. Nichols

Serial No. 10/088,467

Group Art Unit: 1647

Filed: June 24, 2002

For: "NUCLEIC ACID ENCODING HUMAN
ABCA TRANSPORTER 2 (ABCA2)
AND METHODS OF USE THEREOF"

Certificate of Mailing Under 37 CFR §1.8(a)

I hereby certify that this Correspondence is being deposited on June 25, 2004 with the United States Postal Service as first-class mail in an envelope properly addressed to COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.

Janice M. Nightlinger
Janice M. Nightlinger

Petition for Extension Under 37 CFR §1.136(a)

The undersigned hereby petitions for an extension of time of **Two (2)** months beyond the time period set in the last office communication. The proper fee under 37 CFR §1.17 is enclosed.

Kathleen D. Rigaut
Kathleen D. Rigaut, Ph.D., J.D.
PTO Registration No. 43,047

Computation of Additional Fee for Extension

[] No Additional Fee is required.

[X] A check is enclosed in the amount of \$ 210.00

*Applicant is a Small Entity.

In the event the check is improper, or the fee calculation is in error, the Commissioner is authorized to charge any underpayment or credit any overpayment to the account of the undersigned attorneys, Account No. 04-1406. A duplicate copy of this sheet is enclosed.

DANN, DORFMAN, HERRELL AND SKILLMAN
A Professional Corporation

By *Kathleen D. Rigaut*
Kathleen D. Rigaut, Ph.D., J.D.
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RESPONSE TO REQUIREMENT FOR RESTRICTION

In response to the restriction requirement under 35 U.S.C. §121 and §372 set forth in the Official Action dated March 25, 2004, applicants offer the following comments and response.